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भाग 4 (ग)

उप-खण्ड (I)

राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

Transport and Road Safety Department

Notification

Jaipur, July 27, 2022

G.S.R.58 .-In exercise of the powers conferred by sub-section (3) of section 67of the Motor Vehicle Act, 1988 (Act No. 59 of 1988), the State Government hereby makes the following scheme for transportation of merchandise goods in stage carriage and contract carriage buses, namely:-

1. Short title and Commencement.-(1)This scheme may be called the Rajasthan Transportation of Merchandise Goods in Stage Carriage and Contract Carriage Buses Scheme, 2022.

(2) It shall come into force from the date of its publication in the Official Gazette.

2. Definition.-(1)In this scheme unless the context otherwise requires,-

- "Act"means the Motor Vehicle Act, 1988 (Central Act No. 59 of 1988);
- "rules"means rules made under the Motor Vehicle Act, 1988(Central Act No. 59 of 1988);
- "form"means the form appended to this scheme;
- "license"means the license granted under this scheme for transportation of merchandise goods in stage carriage or contract carriage bus, as the case may be; and
- "tax receipt/token"means tax receipt/token issued under the Rajasthan Motor Vehicle Taxation Act, 1951 (Act No. 11 of 1951).

(2) Words and expression used in this scheme but not defined shall have the same meaning as assigned to them in the Act.

3.Licensing of transportation of merchandise goods in stage carriage and contract carriage buses.-No stage carriage and contract carriage bus shall transport merchandise goods without a license.

4. Grant and renewal of license.-(1)License under this scheme may be granted in respect of stage carriage and contract carriage buses,-

- registered in the State of Rajasthan,
- having a valid certificate of fitness,
- having a valid stage carriage or contract carriage permit and in case of tourist vehicles a valid authorization, and
- all the tax and surchargepayable under the Rajasthan Motor Vehicle Taxation Act, 1951 have been paid.

(2) An application for grant of license shall be made on plain paper to the Secretary, Regional Transport Authority under whose jurisdiction the applicant has obtained stage carriage or contract carriage permit, as the case may be.

(3) The application shall be accompanied by proof of payment of fee as specified under clause 5, photocopies of registration certificate, fitness certificate, permit, insurance certificate, pollution under control certificate and tax receipt/token.

5.Fees.-The fees for grant of license shall be as specified in the table given below:-

Table

Sr. No.	Period of license	Fees (in rupees)
1.	1 Month	6000/-
2.	3 Month	15000/-
3.	6 Month	25000/-
4.	1 Year	40000/-

6. Licensing Authority.-The Secretary, Regional Transport Authority shall be the Licensing Authority. The Licensing Authority may, on receipt of an application under clause 4, after satisfying himself that the applicant has complied with the requirements of the scheme, grant the license in Form. The license shall be valid for a period of maximum one year or period as specified in the license, whichever is less.

7. General conditions to be observed by the holder of license.- Stage carriage and Contract carriage bus shall transport merchandise goods under the following conditions, namely:-

- (i) No hazardous goods or goods which may foul the interior of the vehicle or to render it insanitary shall be carried at any time.
- (ii) The weight of merchandise goods shall not be more than ten percent of the registered laden weight of the vehicle and the gross weight of the vehicle including laden luggage, passengers, driver and conductor shall not be more than the registered laden weight of the vehicle.
- (iii) Luggage carried in lieu of passenger shall not be more than twenty percent of the seating capacity of the vehicle.
- (iv) In case of stage carriage buses, the transportation of merchandise goods shall be according to rule 5.21 of Rajasthan Motor Vehicle Rules, 1990.
- (v) No luggage shall be carried in such a way so as to block any entrance or exit.
- (vi) The luggage shall be of such nature and shall be so packed and secured on the vehicle that no danger, in convenience or discomfort is caused to any passenger.
- (vii) Transportation of merchandise goods shall be under E-way bill. No luggage shall be carried on the roof/top of the contract carriage buses. Stage carriage buses shall carry the luggage on top/roof of the vehicle according to sub-rule (2) of rule 5.21 of the Rajasthan Motor Vehicle Rules, 1990.

8. Suspension or termination of license.-The Secretary, Regional Transport Authority shall, on being satisfied may, after giving the holder of the License an opportunity of being heard, that the holder of the license obtained the license by producing false documents/facts and has failed to comply the conditions specified in the scheme suspend the license for specified period or terminate the license.

9. Production of license.-The Driver and Owner or incharge of the vehicle shall, on demand by any police officer or officers of the Transport department in uniform, produce the license.

FORM

License to Transport Merchandise Goods

License No.....

Date.....

This Licence is hereby granted to(name of owner of vehicle) for transportation of merchandise goods in stage carriage/contract carriage bus having following particulars:-

- 1.Vehicle No.
- 2.Type of permit/No.
- 3.Validity of permit
- 4.Seating Capacity
- 5.Registered Laden Weight

This licence is Valid from..... to

The licensee shall abide the following conditions, namely:-

- (i) No hazardous goods or goods which may foul the interior of the vehicle or to render it insanitary shall be carried at any time.
- (ii) The weight of merchandise goods shall not be more than ten percent of the registered laden weight of the vehicle and the gross weight of the vehicle including laden luggage, passengers, driver and conductor shall not be more than the registered laden weight of the vehicle.
- (iii) Luggage carried in lieu of passenger shall not be more than twenty percent of the seating capacity of the vehicle.
- (iv) In case of stage carriage buses, the transportation of merchandise goods shall be according to rule 5.21 of Rajasthan Motor Vehicle Rules, 1990.
- (v) No luggage shall be carried in such a way so as to block any entrance or exit.
- (vi) The luggage shall be of such nature and shall be so packed and secured on the vehicle that no danger, in convenience or discomfort is caused to any passenger.
- (vii) Transportation of merchandise goods shall be under E-way bill. No luggage shall be carried on the roof/top of the contract carriage buses. Stage carriage buses shall carry the luggage on top/roof of the vehicle according to sub-rule (2) of rule 5.21 of the Rajasthan Motor Vehicle Rules, 1990.

**Secretary,
Regional Transport Authority**

[F.9(253)/Pari/STA/RTA/98-99/II/17145]

**By Order of the Governor,
Mahendra Kumar Khinchi,
Joint Secretary to the Government.**

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